

TENTATIVE AGENDA AND MINIBOOK
STATE AIR POLLUTION CONTROL BOARD MEETING

FRIDAY, JUNE 8, 2012
GENERAL ASSEMBLY BUILDING
HOUSE ROOM C
9TH & BROAD STREETS
RICHMOND, VIRGINIA

Convene – 10:00 a.m.

			TAB
I.	Review and Approve Agenda		
II.	Minutes (March 23, 2012)		A
III.	Regulations (Final Exempt)		
	Title V Fees (Rev. D12)	Graham	B
	Transportation Conformity (9VAC5-151, Rev. C12)	Major	C
	Sewage Sludge Incinerators (9VAC5-40, Rev. B12)	Sabasteanski	D
IV.	High Priority Violators Report	Nicol	E
V.	Public Forum		
VI.	Other Business		
	Legislative Update	Jenkins	
	Air Division Director's Report	Dowd	
	Future Meetings		

ADJOURN

NOTE: The Board reserves the right to revise this agenda without notice unless prohibited by law. Revisions to the agenda include, but are not limited to, scheduling changes, additions or deletions. Questions on the latest status of the agenda should be directed to Cindy M. Berndt at (804) 698-4378.

PUBLIC COMMENTS AT STATE AIR POLLUTION CONTROL BOARD MEETINGS: The Board encourages public participation in the performance of its duties and responsibilities. To this end, the Board has adopted public participation procedures for regulatory action and for case decisions. These procedures establish the times for the public to provide appropriate comment to the Board for its consideration.

For REGULATORY ACTIONS (adoption, amendment or repeal of regulations), public participation is governed by the Administrative Process Act and the Board's Public Participation Guidelines. Public comment is accepted during the Notice of Intended Regulatory Action phase (minimum 30-day comment period) and during the Notice of Public Comment Period on Proposed Regulatory Action (minimum 60-day comment period). Notice of these comment periods is announced in the Virginia Register, by posting to the Department of Environmental Quality and Virginia Regulatory Town Hall web sites and by mail to those on the Regulatory Development Mailing List. The comments received during the announced public comment periods are summarized for the Board and considered by the Board when making a decision on the regulatory action.

For CASE DECISIONS (issuance and amendment of permits), the Board adopts public participation procedures in the individual regulations which establish the permit programs. As a general rule, public comment is accepted on a draft permit for a period of 30 days. In some cases a public hearing is held at the conclusion of the public comment period on a draft permit. In other cases there may be an additional comment period during which a public hearing is held.

In light of these established procedures, the Board accepts public comment on regulatory actions and case decisions, as well as general comments, at Board meetings in accordance with the following:

REGULATORY ACTIONS: Comments on regulatory actions are allowed only when the staff initially presents a regulatory action to the Board for final adoption. At that time, those persons who commented during the public comment period on the proposal are allowed up to 3 minutes to respond to the summary of the comments presented to the Board. Adoption of an emergency regulation is a final adoption for the purposes of this policy. Persons are allowed up to 3 minutes to address the Board on the emergency regulation under consideration.

CASE DECISIONS: Comments on pending case decisions at Board meetings are accepted only when the staff initially presents the pending case decision to the Board for final action. At that time the Board will allow up to 5 minutes for the applicant/owner to make his complete presentation on the pending decision, unless the applicant/owner objects to specific conditions of the decision. In that case, the applicant/owner will be allowed up to 15 minutes to make his complete presentation. The Board will then allow others who commented at the public hearing or during the public comment period up to 3 minutes to exercise their rights to respond to the summary of the prior public comment period presented to the Board. No public comment is allowed on case decisions when a FORMAL HEARING is being held.

POOLING MINUTES: Those persons who commented during the public hearing or public comment period and attend the Board meeting may pool their minutes to allow for a single presentation to the Board that does not exceed the time limitation of 3 minutes times the number of persons pooling minutes, or 15 minutes, whichever is less.

NEW INFORMATION will not be accepted at the meeting. The Board expects comments and information on a regulatory action or pending case decision to be submitted during the established public comment periods. However, the Board recognizes that in rare instances new information may become available after the close of the public comment period. To provide for consideration of and ensure the appropriate review of this new information, persons who commented during the prior public comment period shall submit the new information to the Department of Environmental Quality (Department) staff contact listed below at least 10 days prior to the Board meeting. The Board's decision will be based on the Department-developed official file and discussions at the Board meeting. In the case of a regulatory action, should the Board or Department decide that the new information was not reasonably available during the prior public comment period, is significant to the Board's decision and should be included in the official file, the Department may announce an additional public comment period in order for all interested persons to have an opportunity to participate.

PUBLIC FORUM: The Board schedules a public forum at each regular meeting to provide an opportunity for citizens to address the Board on matters other than those on the agenda, pending regulatory actions or pending case decisions. Those persons wishing to address the Board during this time should indicate their desire on the sign-in cards/sheet and limit their presentations to 3 minutes or less.

The Board reserves the right to alter the time limitations set forth in this policy without notice and to ensure comments presented at the meeting conform to this policy.

Department of Environmental Quality Staff Contact: Cindy M. Berndt, Director, Regulatory Affairs, Department of Environmental Quality, 629 East Main Street, P.O. Box 1105, Richmond, Virginia 23218, phone (804) 698-4378; fax (804) 698-4346; e-mail: cindy.berndt@deq.virginia.gov.

Title V Fees (Rev. D12) - Request for Board Action on Exempt Final Regulation: On December 16, 1994, the board adopted regulations to collect program emission fees sufficient to cover the permit programs required by Title V of the federal Clean Air Act. Article 2 (Permit Program Fees for Stationary Sources) of 9VAC5-80 (Permits for Stationary Sources) became effective on April 1, 1995 and charged a fee of \$25 per ton of air pollutant emissions, adjusted annually every year since 1990 for increases in the Consumer Price Index. On June 29, 2004, the board adopted a regulation to collect permit application fees for major new source review (major NSR) permit program costs. Article 10 (Permit Application Fees for Stationary Sources) of 9VAC5-80 became effective on July 1, 2004.

Under the current fee structure fees are tied to emissions and as emissions have gone down over time, so too have revenues collected from this program. Although revenues have decreased, the costs of the program have remained

relatively flat while the responsibility of the program has increased due to the increasing number of Federal regulations and requirements.

In the 2012 Appropriation Act (item 365, subsection B), the General Assembly required that the board adopt regulations adjusting permit program emissions fees and establishing permit application processing fees and permit maintenance fees sufficient to ensure that revenue covers total direct and indirect program costs. All of the fees are to be adjusted annually by the Consumer Price Index. Other provisions of the Act required that (i) all emission fees are to be collected annually, (ii) the initial adjustment of emission fee rates shall not exceed 30 percent over current rates, (iii) permit application fees shall not be credited toward the amount of emission fees owed, (iv) regulations adopted to implement the provisions of this item shall be exempt from the Administrative Process Act, and (v) the regulations are to be effective no later than July 1, 2012.

The department is requesting approval of draft final regulation amendments that meet federal and state statutory and regulatory requirements. Approval of the amendments will ensure that the Commonwealth will be able to meet its obligations under the federal Clean Air Act and Virginia law.

These regulations are necessary to conform to Virginia statutory law, which requires that the regulations be exempt from the standard regulatory process (Chapter 40, Title 2.2, Administrative Process Act of the Code of Virginia) by the provisions of budget item 365, subdivision B 2 of the 2012 Appropriation Act.

Notice that the regulations would be considered by the board and that public comment would be accepted at the board meeting in accordance with the board's policy on public comment at board meetings was provided to the public by posting of the board's agenda to the Virginia Regulatory Town Hall and DEQ web site. In addition, email notification was provided to those persons signed up to receive notifications of board meetings through the Town Hall website.

To solicit comment from the public on the proposed regulation amendments, the department issued a notice that provided for receiving informal comment. The summary and analysis of public testimony will be provided before the board meeting.

Below is a brief summary of the substantive amendments the department is recommending be made to the Regulations for the Control and Abatement of Air Pollution, 9VAC5-80 (Permits for Stationary Sources).

1. Article 2 (9VAC5-80-310 et seq.) of 9VAC5-80 (Permits for Stationary Sources) requires that permit program fees be paid by sources subject to Title V of the federal Clean Air Act on the basis of air pollutant emissions. The name of the annual permit program fee in Article 2 is changed to clarify that these fees are emissions fees and not application fees or maintenance fees. The base amount for calculating annual permit program emission fees is increased from \$25 per ton of emissions to \$31.22 per ton, resulting in an initial emission fee rate increase of less than 30% over current rates. Various other changes are made to Article 2: (i) to remove outdated provisions; (ii) to correct the minimum threshold for payment, (iii) to correct references and format; (iv) to allow other modes of payment; and (v) to clarify certain actions under the regulation.

2. Article 10 (9VAC5-80-2250 et seq.) of 9VAC5-80 (Permits for Stationary Sources) requires that application fees be assessed for certain types of air permit applications. Permit application fees are expanded to include fees for all types of permits that make a stationary source subject to permit requirements under Title V and all types of permits that would remove a stationary source that is otherwise subject to Title V permit requirements from applicability under Title V. A method of making annual adjustments to the application fees for changes in the Consumer Price Index (CPI) is added, and the annual permit program emission fee credit for the cost of the permit application fees is removed. The types of permits to which permit application fees apply and the process for paying the fees has been clarified.

3. Annual permit maintenance fees are established in a new Article 11 (9VAC5-80-2310 et seq.) of 9VAC5-80 (Permits for Stationary Sources) for (i) all stationary sources operating under either permit requirements or a permit application shield issued pursuant to Title V, or (ii) all sources operating under federally enforceable permits issued to keep a stationary source from applicability under permit requirements of Title V. The method of determining and

adjusting the permit maintenance fee amounts annually for changes in the CPI is specified. The process for assessing, billing, and paying the fees is also specified.

Transportation Conformity (9VAC5 Chapter 151, Rev. C12) –Request for Board Action on Exempt Final Regulation:

The federal Clean Air Act requires that federally-funded transportation plans, programs and projects conform to state air quality implementation plans (SIPs). Metropolitan planning organizations and the United States Department of Transportation must demonstrate that such plans, programs, and projects conform to Virginia's SIP. "Conformity" means that the activity conforms to the SIP's purpose of eliminating or reducing the severity and number of violations of the National Ambient Air Quality Standards (NAAQS) and achieving expeditious attainment of such standards, and will not (i) cause or contribute to any new violation of any standard, (ii) increase the frequency or severity of any existing violation of any standard, or (iii) delay timely attainment of any standard or any required interim emission reductions or other milestones. Under 40 CFR 51.390, Virginia is required to submit to the U.S. Environmental Protection Agency (EPA) a revision to the SIP that establishes conformity criteria and procedures consistent with the transportation conformity regulation promulgated by EPA at 40 CFR Part 93.

EPA promulgated amendments to the federal transportation regulation on March 14, 2012 (77 FR 14979). In this action, EPA amended the transportation conformity rule to make the rule apply to any future new or revised national ambient air quality standards (NAAQS). The rule restructures two sections of the transportation conformity rule, 40 CFR 93.109 and 93.119, so that existing requirements will apply for any new or revised NAAQS.

Since transportation conformity applies for the NAAQS for which an area is designated nonattainment, the EPA change also allows PM_{2.5} areas with clean air quality data to take advantage of conformity flexibilities that are currently available only to ozone areas.

In order to implement the federal transportation conformity requirements, the Virginia regulation must reflect the recent revisions made to the federal regulations. To this end, 9VAC5 Chapter 151 of the regulations needs to be amended to include the most recent federal revisions.

The Department is requesting approval of a draft final regulation that meets federal statutory and regulatory requirements. Approval of the regulation will ensure that the Commonwealth will be able to meet its obligations under the federal Clean Air Act.

Because the state regulations are necessary to meet the requirements of the federal Clean Air Act and do not differ materially from the pertinent EPA regulations, the state regulations are exempt from all state public participation requirements under the provisions of § 2.2-4006 A 4 c of the Administrative Process Act. However, notice of the regulation adoption must be forwarded to the Registrar for publication in the Virginia Register 30 days prior to the effective date. Also, the Registrar must agree that the regulations are not materially different from the federal version and are, therefore, exempt from the state public participation requirements and must notify the agency accordingly. This notification and the notice of adoption will be published in the Virginia Register subsequently. In adopting the regulation amendments under the provisions of § 2.2-4006, the Board is required to state that it will receive, consider, and respond to petitions by any interested person at any time with respect to reconsideration or revision.

Below is a brief summary of the substantive amendments the department is recommending be made to the regulation.

1. The general section [9VAC5-51-40] incorporates by reference portions of the EPA Regulation for Transportation Conformity (40 CFR Part 93) into the state regulation. This section also indicates that the specific version of the provisions adopted by reference are those contained in the most currently available CFR in effect as published on July 1, 2010. Changes have been made to update the CFR reference to July 1, 2012, which includes the recent Federal Register notice of March 14, 2012.
2. The consultation section [9VAC5-151-70] outlines specifically how the various government agencies, federal, state and local, will interact with and consult with each other and the general public in the development of transportation plans and associated conformity determinations. One change has been made; the reference in 9VAC5-151-70 D 1 f has been changed from 40 CFR 93.109(n)(2)(iii) to 40 CFR 93.109(g)(2)(iii).

Sewage Sludge Incinerators (9VAC5 Chapter 40, Rev. B12) - Request for Board Action on Exempt Final

Regulation: Designated pollutants are pollutants for which new source performance standards have been established under § 111(b) of the federal Clean Air Act. A designated facility is an existing facility which emits a designated pollutant and which would be subject to a standard of performance for that pollutant if the facility were new. Under § 111(d) of the Act, the U.S. Environmental Protection Agency (EPA) is required to establish procedures for states to submit plans to control facilities that emit designated pollutants. These procedures are established in Subpart B of 40 CFR Part 60.

Section 129 requires that EPA establish performance standards and other requirements pursuant to § 111 and § 129 for each category of solid waste incineration units. Such standards include emissions limitations and other requirements applicable to new units and guidelines and other requirements applicable to existing units. It also requires states to submit plans for these sources in a process similar to that in § 111(d).

Subpart B of 40 CFR Part 60 provides that EPA publish guideline documents for development of state emission standards after promulgation of any standard of performance for designated pollutants. These emission guidelines reflect the degree of emission reduction attainable with the best adequately demonstrated systems of emission reduction, considering costs, applied to existing facilities.

EPA established emission guidelines for sewage sludge incinerators in the Federal Register of March 21, 2011 (76 FR 15372). In order to implement the emission guidelines, it is necessary for Virginia to develop and adopt a state regulation containing those emission standards. These standards are needed in order to control the emissions generated by sewage sludge incinerators--particulate matter, hydrogen chloride, carbon monoxide, dioxin/furan, mercury, nitrogen oxides, sulfur dioxide, cadmium, and lead--to a level needed to protect public health and welfare.

The department is requesting approval of a draft final regulation that meets federal statutory and regulatory requirements. Approval of the regulation will ensure that the Commonwealth will be able to meet its obligations under the Clean Air Act.

Because the state regulations are necessary to meet the requirements of the federal Clean Air Act and do not differ materially from the pertinent U.S. Environmental Protection Agency (EPA) regulations, the state regulations are exempt from the standard regulatory adoption process (Article 2 (§ 2.2-4006 et seq.) of the Administrative Process Act) by the provisions of § 2.2-4006 A 4 c of the Administrative Process Act. However, notice of the regulation adoption must be forwarded to the Registrar for publication in the Virginia Register 30 days prior to the effective date. Also, the Registrar must agree that the regulations are not materially different from the federal version and are, therefore, exempt from the standard regulatory adoption process and must notify the agency accordingly. This notification and the notice of adoption will be published in the Virginia Register subsequently. Further, in adopting the regulation amendments under the provisions of § 2.2-4006, the board is required to state that it will receive, consider, and respond to petitions by any interested person at any time with respect to reconsideration or revision.

Notice that the regulation would be considered by the board and that public comment would be accepted at the board meeting in accordance with the board's policy on public comment at board meetings was provided to the public by posting of the board's agenda to the Virginia Regulatory Town Hall and DEQ web site. In addition, email notification was provided to those persons signed up to receive notifications of board meetings through the Town Hall website.

Below is a brief summary of the substantive regulatory provisions.

1. The list of federal documents incorporated by reference has been updated to reference the most recent (2012) version. [9VAC5-20-21 B, page 1]
2. The affected facilities to which the provisions of this article apply are specified. [9VAC5-40-8200, page 12]
3. Definitions needed to implement the regulation are described or referenced. [9VAC5-40-8210, page 13]

4. Emission limits and emission standards as required by 40 CFR 60.5165 are specified. [9VAC5-40-8220, page 13]
5. Provisions for visible emissions are established. [9VAC5-40-8230, page 13]
6. Provisions for fugitive dust/emissions are established. [9VAC5-40-8240, page 14]
7. Provisions for odor are established. [9VAC5-40-8250, page 14]
8. Provisions for toxic pollutants are established. [9VAC5-40-8260, page 14]
9. Operator training requirements are specified. [9VAC5-40-8270, page 14]
10. A compliance schedule is provided. [9VAC5-40-8280, page 14]
11. Operating requirements are specified. [9VAC5-40-8290, page 14]
12. Compliance provisions are established. [9VAC5-40-8300, page 15].
13. Performance testing, monitoring, and calibration requirements are established. [9VAC5-40-8310, page 15]
14. Recordkeeping and reporting requirements are established. [9VAC5-40-8320, page 15]
15. Registration requirements are specified. [9VAC5-40-8330, page 16]
16. Facility and control equipment maintenance or malfunction requirements are established. [9VAC5-40-8340, page 16]
17. Requirements for federal (Title V) operating permits are provided. [9VAC5-40-8350, page 16]
18. Sources are alerted to the potential necessity of obtaining permits. [9VAC5-40-8360, page 16]
19. Documents incorporated by reference are listed. [9VAC5-40-8370, page 17]

High Priority Violators (Hpv's) For The Second Quarter, 2012

NOV's Issued from January through March 2012: NONE

CO's Issued from January through March 2012

BRRO	Celanese Acetate LLC Narrows, Virginia Registration No. 20304 SIC 2823 Cellulosic Man-made Fibers NAICS 325221 Chemical Mfg.	Discovery dates: 9/9/2011 Alleged violations: Failure to operate a standby monitoring system or conduct compliance tests to obtain required emissions data.	NOV - Issued 10/11/2011 CO - Issued 01/17/2012 Civil Charge - \$13,122.20(Paid)
NRO	GenOn Mid-Atlantic LLC / GenOn Potomac River LLC (pka Mirant)	Discovery date: 07/12/2011 Alleged violations:	NOV - Issued 08/30/2011 CO - Issued 02/09/2012

	<p>Alexandria, Virginia</p> <p>Registration No. 70228</p> <p>SIC 4911 Electrical Services NAICS 221112 Utilities – Electric Power Generation, Transmission and Distribution</p>	<p>Failure to install water fogging system.</p> <p>Exceeded permitted NOx limit.</p> <p>Failure to maintain and operate in a manner consistent with air pollution control practices for minimizing emissions.</p>	<p>Civil Charge - \$280,704.00(Paid)</p> <p>Additional Information:</p> <p>Water fogging system has been installed.</p> <p>No further NOx exceedances.</p>
BRRO	<p>Chemical Lime Company (Lhoist North America)</p> <p>Ripplemead, Virginia Registration No. 20225</p> <p>SIC 3274 Lime NAICS 327410 Nonmetallic Mineral Product Plant</p>	<p>Discovery dates: 11/1/2011</p> <p>Alleged violations:</p> <p>Exceeded short term PM emissions limit for Kiln #1.</p>	<p>NOV - Issued 12/27/2011 CO - Issued 02/09/2012</p> <p>Civil Charge - \$27,720.00(Paid)</p>
BRRO	<p>Yokohama Tire Company</p> <p>Salem, Virginia Registration No. 20123</p> <p>SIC 3011 Tires and Inner Tubes NAICS 326211 Rubber Product Mfg.</p>	<p>Discovery dates: 11/14/2011</p> <p>Alleged violations:</p> <p>Failed to include all emission estimates in a permit application.</p> <p>Modification without a permit</p>	<p>NOV - Issued 12/29/2011 CO - Issued 03/09/2012</p> <p>Civil Charge - \$35,490.00(Paid) Late TV Fees - \$13,850.00(Paid)</p>
SWRO	<p>Reline America Inc.</p> <p>Saltville, Virginia Registration No. 11199</p> <p>SIC 3089 Plastics Products NEC NAICS 326121 Plastics and Rubber Product Mfg.</p>	<p>Discovery dates: 8/4/2011</p> <p>Alleged violations:</p> <p>Failed stack test for VOC and Styrene.</p>	<p>NOV - Issued 12/16/2011 CO - Issued 03/27/2012</p> <p>Civil Charge - \$3,597.00(Paid)</p> <p>Additional Information:</p> <p>Conduct performance test for VOC and Styrene by 9/1/12.</p>

CO's In Development – Previously Reported NOV's

PRO	<p>Chaparral Virginia Inc.</p> <p>Petersburg, Virginia</p>	<p>Discovery dates: 6/29/2011</p> <p>Alleged violations:</p>	<p>NOV - Issued 10/3/2011</p>
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	Registration No. 51264 SIC 3312 Blast Furnace/Steel Works NAICS 331111 Metal Mfg.	Failed to conduct performance tests for SO ₂ , VOC, lead and mercury within required timeframe. Failed to submit required documentation for the 2011, 1st quarter excess emission report.	
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UPDATES FOR THE THIRD QUARTER, 2012

Actions occurring from April through May 4, 2012

<i>*The following actions have occurred post quarter and will be included in the next quarterly report.</i>		
DEQ Region	Facility	Status Update
PRO	Honeywell Resins and Chemicals LLC	NOV - Issued 04/17/2012 SAP excess emissions for PM, PM-10, PM-2.5, and sulfuric acid mist. Excess visible emissions from the molten sulfur storage tank.

EPA CD's In Development – Previously Reported NOV's

<i>**The inspections at the Hopewell facilities were conducted as part of EPA Region III's Hopewell Geographic Initiative, which is an enforcement strategy created, in part to better understand the transfer of volatile organic compounds and hazardous air pollutants between facilities in the Hopewell geographic air shed.</i>			
**EPA	Hopewell Regional Wastewater Treatment Facility (WWTP) Hopewell, Virginia Hopewell City Registration No. 50735 SIC 4952 Sewage Systems NAICS 221320 Utilities, Water, Sewage and Other Systems	Discovery dates – 11/07/2007 Alleged violations: Violations of 40 CFR 63 Subpart VVV (Publicly Owned Treatment Works - POTW) and Reasonably Available Control Technology (RACT) that include failure to provide appropriate notification, meet control requirements, conduct inspections and monitoring, properly calculate emission values.	EPA 1st NOV - Issued 07/06/2009 EPA 2nd NOV - Issued 12/17/2010 Additional Information: NOV Meeting was held with EPA, DEQ, and the Responsible Party on 9/23/09 and 03/09/2011.
DEQ - PRO		Discovery dates: 02/04/2011 Alleged violations: Failure to meet 92% HAP mass removal present in wastewater.	NOV - Issued 05/25/2011 Additional Information: This NOV cites the same violations as the EPA NOV issued on 12/17/2010.
**EPA	DuPont Teijin Films Hopewell, Virginia Chesterfield County Registration No. 50418	Discovery dates – 04/18/2008 Alleged violations: 1st NOV - Violations of 40 CFR 63 Subpart JJJ (Polymers and Resins Group IV), Subpart H (Equipment Leaks), and Subpart EEEE (Organic	EPA 1st NOV - Issued 07/17/2009 EPA 2nd NOV - Issued 12/7/2010 Additional Information: NOV Meetings have been held with EPA, DEQ, and the Responsible Party on 9/10/09 and 2/2/2011.

	SIC 2821 Plastic Material/Synthetic resins NAICS 325211 Chemical - resin, Synthetic rubber, and artificial synthetic fibers.	Liquid Distribution (Non-Gasoline) that include improper use of emission debits and credits; failure to provide certifications, reports and plans; improper emission controls; and failure to identify and repair leaking components. 2nd NOV – Further violations of 40 CFR 63 Subpart JJJ, and Subpart H, that include improper use of emission debits and credits; failure to provide certifications, reports and plans; and improper emission controls.	
**EPA	Smurfit-Stone Container Corp. / Hopewell Mill Hopewell, Virginia Registration No. 50370 SIC 2631 Pulp Mills NAICS 322130 Pulp, Paper, and Paperboard Products	Discovery dates – 07/27/2010 Alleged violations: Failure to operate in a manner to demonstrate compliance with HAP reduction requirements. Failure to submit periodic startup, shutdown and malfunction reports.	NOV - Issued 09/27/2010 Additional Information: NOV Meeting was held with EPA, DEQ, and the Responsible Party on 01/31/2011.

**EPA CD's In Development – Previously Reported NOV's
Cont.**

**The inspections at the Hopewell facilities were conducted as part of EPA Region III's Hopewell Geographic Initiative, which is an enforcement strategy created, in part to better understand the transfer of volatile organic compounds and hazardous air pollutants between facilities in the Hopewell geographic air shed.			
**EPA	Honeywell International Inc. Hopewell, Virginia Hopewell City Registration No. 50232 SIC 2869, 2899, 2819 Industr. Organic Chemical NEC, Chemical & Chem. Prep, NEC, Industrial Inorganic Chemicals NAICS 325199 Chemical Mfg.	Discovery date – 11/06/2007 Alleged violations: 1st NOV - Alleged violations of the Benzene Waste NESHAP (40 CFR 61 Subpart FF) and the associated Leak Detection and Repair (LDAR) program for the Organic HAPs from Equipment Leaks MACT (40 CFR 63 Subpart H) 2nd NOV - Annual NOx and PM10 emission limit exceedances in 2004, 2005, 2006, and 2007 at the A, C, D, and E trains of the Area 9 hydroxylamine production unit.	EPA 1st NOV - Issued 03/10/2009 EPA 2nd NOV - Issued 08/21/2009 Additional Information: NOV Meetings have been held with EPA, DEQ, and the Responsible Party on 5/27/09, 11/17/09, 03/25/10, 11/10/2010 and 1/26/2011.